

Home

(19310) Department

Ms. SERIES.

G.O. No.

5286

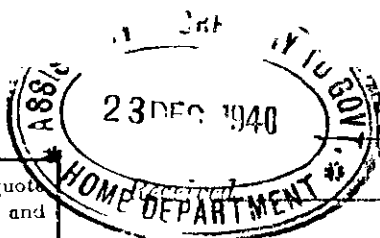
DATED

24-12-40

P11
/E



[Despatch Abstract.]



Revenue DEPARTMENT.

37232 D
23-12-40In reply, please quote
number, date and
short title.*

Registered

From (Name) A.D. Crombie Esq., C.I.E., I.C.S.,
(Designation) Collector & District Magistrate,
Post Box _____, (STATION) Bellary.
Telegraphic Address _____

To

The Secretary to Government,
Home Department,

Ref.C. No. 1055/39, dated 21-12-40, ^{Madras.} 19

Sir,

*

ENCLOSURES _____

Sub:- Political agitation- Anti war speeches- Bellary
Sri. B. Anantachari and Sri. H. Seetna Rama
Reddi- Congress M.L.As.- Report submitted. Conviction
under Defence of India Rules - Report submitted.

SEPARATE COPIES _____

Ref:- (1) Confidential Memo No. 8953/40-2 dated 23-4-40.
(2) Government Memorandum No. 30891-1 dated 9-12-40.

197
I submit herewith a statement showing the particulars
of convictions under Defence of India rules in the Bellary
district after the submission of my report R.O.C. 1055/39 dated
16-12-40 together with the copies of the judgements
in the two cases. The Sub-Divisional Magistrate Bellary
who tried the two cases recommends that the two convicts
may be placed under "B" Class.

2. At the time of passing the judgement in respect
of Sri. H. Sitarama Reddi, Sri. T. Raghava a leading
Lawyer of Bellary registered requested to the Sub-
Divisional Magistrate Bellary to place the convict in
"A" class for the reason that he is a M.L.A coming from
an influential family of Reddies in the District, that
he is a member of the All India Cotton Committee, (ii)
The Imperial Council of agricultural Research (iii)
the various District Committees and an Honorary visitor
to the Central Jail, Bellary. It was also represented
that he has heart trouble and that he recently suffered
from it acutely. I suggest that he may be
medically examined in the Vellore jail before Government

P.T.O

Government may be pleased to confirm the recommendation.

(sd) A.D. Crombie.,.

District Magistrate.

Arthurl Khan

- 22/12/60

For Collector.

J
24/12/60

CALENDAR AND JUDGMENT.

(For use in cases whether there are more accused persons than one.)

District of Bellary.

Calendar of cases tried by the 1st Class Magistrate of Bellary.

DATE OF							EXPLANATION OF DELAY AND REMARKS.
Offence.	Report or complaint.	Apprehension of accused.	Release on bail.	Commencement of trial.	Close of trial.	Sentence or order.	
3-12-40	13-12-40	13-12-40	-	13-12-40	-	13-12-40	

Judgment in Calendar Case No. 135/40

of 19 , on the file of the

Sub Divisional Magistrate of Bellary.

COMPLAINANT. (Circle Inspector of Police, Bellary).

Name of accused.	Age.	Father's name.
1. Anantachari.	Yrs. 47	Govindachari.
2.		
3.		
4.		
5.		
6.		

Caste or religion.	Calling.	Residence.	Taluk.
1. Brahmin	Pleader	Hospet	Hospet
2.			
3.			
4.			
5.			
6.			

Influencing the conduct of justice of the public

Offence is manifestly likely to be prejudicial to the Defence of British India or to the efficient prosecution of War. Rule 23(1)(a) and rule 34(3)(k)

Finding Guilty ~~on the charge~~ on the charge.

Sentence R.I. for six months or a fine of Rs 500/- in default further R.I. for 3 months under Rule 23(1) of the Defence of India Act, 1938.

Date of receipt

FROM

THE

MAGISTRATE OF

REMARKS OF THE DISTRICT MAGISTRATE

To

THE DISTRICT MAGISTRATE

THROUGH

THE SUBDIVISIONAL MAGISTRATE OF

Calendar Case No.

of 19

Date of Judgment

" Despatch of
Calendar
Receipt

19

Date of Despatch

" Receipt

19

REMARKS OF THE SUBDIVISIONAL MAGISTRATE.

REPLY OF THE

MAGISTRATE

Date of Despatch

" Receipt

7/4

Judgment.

Sri B. Anantachari, M.L.A., stands charged with having committed a breach of rule 38(1)(a) read with rule 34(6)(k) and punishable under rule 38(5) of the Defence of India Act.

The evidence of the Inspector of Police, Hospet, the only witness examined discloses that the accused intimated to the District Magistrate, Bellary on 15-10-40 that he intended to offer 'Satyagraha' on 16-10-40 at the Reading Room in Hospet. Accordingly on 16-12-40 at 9.30 A.M. accused left his house in Hospet and proceeded to the Reading Room where there were a crowd of about 3000 persons and in front of the Reading Room the accused shouted slogans in Canarese to the effect that it is wrong to help the British War effort with men or money and the only worthy effort is to resist all war with non violent resistance. P.W.1 arrested accused and produced him before the Joint Magistrate, Hospet and as the Joint Magistrate was ill P.W.1 was told to take accused to the District Magistrate at Bellary and accordingly accused ~~was produced~~ was produced before the District Magistrate and charge sheet laid. The case was transferred to this file.

The accused states that the Madras Legislative Assembly passed a resolution against participation in the war and as a member of that Assembly his only privilege was to express ^{his} opinion to his constituency and he accordingly did so by shouting out the slogan referred to by P.W.1 and that if an expression of an opinion as in the slogan is an offence he would plead guilty.

To a charge under rule 38(1)(a) read with 34(6)(k) of the rule under the Defence of India Act the accused pleaded guilty.

The shouting of the anti-war slogans is clearly to influence the conduct or attitude of the Public to the prejudice of the Defence of British India and is an Prejudicial Act. The accused admits his guilt.

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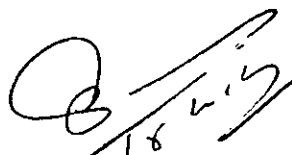
I find the accused guilty of the offence he is charged with and sentenced him to undergo P.I. for 6 months and to pay a fine of Rs 300/- ~~kkkkk~~ in default further R.I. for 3 months under rule 38(5) of the Rules under the Defence of India Act.

The accused is a pleader and a member of the Madras Legislative Assembly and a man of some status. I accordingly ~~kkkkk~~ recommend that he be placed in 'B' Class.

Pronounced in Open Court.

Sd/C. V. Srinivasan,
16-1-40
Sub Divisional Magistrate, Bellary.

AK/16-12


Sub Divisional Magistrate,
Bellary.

P.W.
1. A.G. Vimparksha Reddy
C.O of Police, Hapur.

CALENDAR AND JUDGMENT.

(For use in cases whether there are more accused persons than one.)

District of Bellary.

Calendar of cases tried by the 1st Class Magistrate of Bellary.

DATE OF							EXPLANATION OF DELAY AND REMARKS.
Offence.	Report of O.F.A. complaint.	Apprehension of accused.	Release on bail.	Commencement of trial.	Close of trial.	Sentence or order.	
17-12-40	17-12-40	17-12-40	-	17-12-40	-	17-12-40	

Judgment in Calendar Case No. 184/40 of 19 , on the file of the

Sub Divisional Magistrate of Bellary.

COMPLAINANT. Rex.

Name of accused.		Age.	Father's name.
1	H. Sitarappa Reddy	Yrs. 41	Boyyi Reddy
2			
3			
4			
5			
6			

Caste or religion.	Calling.	Residence.	Taluk.
1	Vepu	Pleader	Bellary.
2			
3			
4			
5			
6			

Offence Influencing the conduct or attitude of the public in a manner likely to be prejudicial to the defence of British India or to the efficient prosecution of war (Rule 28(i)(a) read with 24(a)(k).

Finding Guilty.

R.I. for six months and fined Rs 300/- in default R.I. for 3 months under rule 28(5) of the Defence of India Rules

Sentence

[Signature]
Magistrate

Date of receipt

FROM

THE

MAGISTRATE OF

REMARKS OF THE DISTRICT MAGISTRATE

To

THE DISTRICT MAGISTRATE

THROUGH

THE SUBDIVISIONAL MAGISTRATE

Calendar Case No.

of 19

Date of Judgment

" Despatch of

Calendar

" Receipt

19

Date of Despatch

" Receipt

19

REMARKS OF THE SUBDIVISIONAL MAGISTRATE.

REPLY OF THE

MAGISTRATE

Date of Despatch

" Receipt

19

Judgment.

Sri Sitarama Reddi, M.L.A. stands charge sheeted by the Brucepet Police with having committed a breach of rule 38(1)(a) read with rule 34(6)(k) punishable under rule 38(5) of the rules under the Defence of India Act.

The evidence of P.W.1 the Circle Inspector of Police is to the effect that accused who is a member of the Congress party and an M.L.A. intimated to the District Magistrate, Bellary on 16-12-40 that he intended to shout anti war slogans the following day. On 17-12-40 at about 12.30 P.M. the accused left his house and proceeded on car ~~car~~ street and near the Jain Temple shouted out anti war slogans in Telugu to the effect that it was wrong to help the British with men or money and the only worthy effort was to resist war with non-violent resistance. P.W.1 arrested the accused. There was a crowd of about 6000 persons present when he shouted the slogans. The accused was produced before this Court and a charge sheet laid.

The accused when questioned says he has nothing to say in the matter and he pleads guilty to a charge under rule 38(1)(a) read with rule 34(6)(k) of the Rules under the Defence of India Act.

The shouting of the anti war slogans as spoken to by P.W.1 is a prejudicial Act under Section 34(6)(k) read with rule 38(1)(a) and the accused is liable accordingly. I find the accused guilty of the charge framed against him and sentence him to undergo P.I. for 6 months and to pay a fine of Rs 500/- in default further P.I. for 3 months under rule 38(5) of the rules under the Defence of India Act.

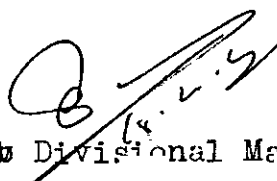
As the accused is a man of some status and ~~an~~ M.L.A. I recommend that he be placed in 'B' Class.

Pronounced in open Court.

Sd/C.W. Tremeneere, 17-12-40
Sub divisional Magistrate, Bellary.

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-2-


Sub Divisional Magistrate, Bellary.

AK/17-12

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17/4

C.C.184/40

Accused:

H.Sitarama Reddy.

P.w.

1. M. Ramiah C.O of Police, Bellary

Exhibit:

A Notice given by the accused to the District Magistrate.

Statement showing the Particulars of Convictions under the Defence of Sndia Rules in the Bellary District from 11.12.40 to the date of report

Serial No.	Name and Particulars of the person— Convicted.	Particulars of rules violated and the date on which violated.	Name of trying Court.	Particulars of the punishment inflicted and the section of law under which inflicted	Class recommended to the convict by the trying Court	Remarks.
1.	Sri B. Anantachari, M. & A. Hospital.	Rule 38 (1) (a) read with 34 (b) (K) of the ~~Port Rules~~ Defence of India Rules	S. J. H. Bellary C.C. No. 183/40.	R. 1. for six months and a fine of Rs. 300/- in default to undergo R. 1. for three months under 38 (5) of the ~~D.O.I. Rules~~ Defence of India Rules	"B" Class.	
2.	Sri H. Sitharama Reddi M. & A. Bellary.	—do—	S. J. H. Bellary. C.C. No. 184/40.	—do—	"B" Class.	

Arthur Klein

22.12.40

For District Magistrate.

[Signature]
District Magistrate

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24/12

Home Department.

PRISONERS - Classification - Sri B.

Anantachari & Sri H. Sitaranarayan

C.C. No. 183784/40 on the file of the
S.C.

S.D.M. Bellary - Recommendation -
J.M.

'B' class - Accepted.

Issue order C.No. 37232 From the D.M. of Bellary 11. Ref C. 10537288
24/12/40

ORDER
Ms.

5286

dated

24/12/40

The recommendation of the S.D.M.
Bellary, that Sri B. Anantachari & H. Sitaranarayan

convicted by him in C.C. No. 183784/40
S.C.

on his file may be classified as a 'B' class
prisoners, is accepted.

To the D.M., Bellary
Sessions Judge, 23/12

" Superintendent,
Central Jail, Bellary.

Copy to the P.W. Dept. (with
Copy of the 1-299 C. 62)

24/12/40

Handwritten signature

Note

Please see portion marked 'A' on pp 1-2 of. For
the jail authorities may be expected to make the
very most ~~exam~~ orders whether this is necessary.
No medical exam appears to be necessary.
He will be taken care of by the jail
medical authorities. maybe join B class

23/12

23/12